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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

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NORTHERN LIGHTS POWER AND
ENERGY, INC.,

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Plaintiff,

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v.

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M/Y BREATHE, A 2000 57-FOOT
BAYLINER MOTOR YACHT, U.S.C.G.
OFFICIAL NO. 1108348, AND ALL OF
HER ENGINES, TACKLE,
ACCESSORIES, EQUIPMENT,
FURNISHINGS AND APPURTENANCES,
IN REM,

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Defendant.

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TO THE UNITED STATES MARSHAL OF THE NORTHERN DISTRICT OF
CALIFORNIA:

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Case No. 25-cv-02486-VKD

WARRANT FOR ARREST OF VESSEL

Plaintiff Northern Lights Power and Energy, Inc. ("Northern Lights") filed this admiralty and maritime action *in rem* against Defendant M/Y Breathe, a 2000 57-foot Bayliner Motor Yacht, United States Coast Guard Official No. 1108348, its engines, tackle, accessories, equipment, furnishings and appurtenances ("M/Y Breathe"). Northern Lights seeks to foreclose a maritime lien under the Federal Maritime Lien Act, 46 U.S.C. §§ 31301, *et seq.*, and the Court has issued an order authorizing the issuance of a warrant for arrest of M/Y Breathe. Dkt. Nos. 1, 9.

Accordingly,

YOU ARE HEREBY COMMANDED to arrest and take into your custody, or in the custody of an authorized Substitute Custodian, the vessel M/Y Breathe, until further order of the Court respecting the vessel or upon express authorization from Northern Light's attorney, in

1 accordance with Federal Rule of Civil Procedure Supplemental Rule E. If the character or
2 situation of the vessel is such that the taking of actual possession is impracticable, you are to affix
3 a copy of the warrant in a conspicuous place on the vessel and leave a copy of the warrant, the
4 Court's Order Authorizing Issuance of a Warrant for Arrest of Defendant Vessel, and the
5 complaint in the action with the person having possession of the vessel or his agent. *See* Fed. R.
6 Civ. P. Supp. E(4)(b);

7 YOU ARE FURTHER AUTHORIZED to make a written request to the collector of
8 customs (if necessary) not to grant clearance to the M/Y Breathe until notified by the Marshal or
9 the clerk that the M/Y Breathe has been released in accordance with Supplemental Rules for
10 Admiralty Rule E, Federal Rules of Civil Procedure; and

11 YOU ARE FURTHER COMMANDED, after execution of this process, to file this process
12 with the Court, and mail a copy of the return to Northern Light's attorney at: Gordon Rees Scully
13 Mansukhani, LLP, Attn: James A. Marissen, 5 Park Plaza, Suite 1100, Irvine, CA 92614.

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15 Dated: March 14, 2025



Mark B. Busby

A handwritten signature in black ink, appearing to read "Mark B. Busby".

Clerk, United States District Court

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